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March 13, 2017

VIA ECF

Hon. William H. Pauley III, U.S.D.J.
Daniel Patrick Moynihan U.S. Courthouse
500 Pearl Street
New York, New York 10007-1312

Re: In re Various Grand Jury Subpoenas (Subject E)
Misc. No. 12-381 (WHP)

Dear Judge Pauley:

We represent Subject E, the respondent held in contempt by the Court in the Court's Opinion and Order, dated January 24, 2017 (Doc. #60). On Respondent's motion to purge contempt, the Court issued a subsequent Opinion and Order, dated February 13, 2017 (Doc. #65). Respondent believes there has now been full compliance with both Opinions and Orders, and seeks, in advance of the March 20th date when previously-delayed financial sanctions begin to take effect, to purge the contempt and vacate the citation and provision for sanctions.

We wish to file a renewed Motion to purge of record, and write to request permission to file *in camera* and under seal a brief memorandum of law and a Declaration in support of the renewed Motion, as both reflect matters occurring before the grand jury, within the meaning of Fed. R. Crim. P. 6(e)(2)(B). (The Court has previously permitted, by endorsement memo, a similar protocol with regard to Respondent's papers in opposition to the Government's original motion for sanctions (*See* Doc. #47) and in support of Respondent's initial motion to purge (*See* Doc. #63)). Accordingly, we once again ask the Court's permission to make an *in camera* and under seal filing of the supporting papers by emailing the same to the Court's deputy clerk.

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In light of the uncertain and potentially schedule-altering weather forecast for tomorrow, March 14th, we would respectfully request until the end of the day on March 15th to file our moving papers. Of course, the Government will wish an opportunity to respond to the same. Finally, to the extent the Court is left after reviewing the filings with any questions, we would like to request a telephonic conference or in-person hearing to address any such questions prior to the Court's ruling.

Respectfully yours,



Alain Leibman

AL/bc

cc. AUSA Jared Lenow (*via ECF*)
AUSA Katherine Reilly (*via ECF*)
Matthew S. Adams, Esq. (*via ECF*)